

IN THE HIGH COURT OF JUDICATURE OF BOMBAY**CRIMINAL APPELLATE JURISDICTION**

CRIMINAL APPEAL NO.189 OF 2002

Mittalkumar Bhanwar Jain & Ors. ..Appellants.

V/s.

The State of Maharashtra & Anr. ..Respondents.

Mr.K.V.Saste, APP for respondent.

CORAM: A.M.KHANWILKAR, J**DATE : AUGUST 16, 2006.****P.C. :**

1. Office report indicates that respondent No.2 has not been served. Issue fresh notice to respondent No.2 returnable on 8th September, 2006. In addition the appellants to serve the respondent No.2 by advocate's notice either personally and/or by speed post and/or by courier and/or by email and/or by fax and file affidavit of service within two weeks from today, failing which appeal to stand dismissed for non-prosecution without further reference to the Court.

2. If affidavit of service is filed in time, appeal be listed on 8th September, 2006 as the order of conviction relates back to 30th January, 2002.